

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application No. 10/559,996)
) *Confirmation No. 4587*
Filed: October 4, 2006)
)
Applicants: Ralf KRAHMER et al.)
)
Title: REAGENTS FOR MODIFYING)
BIOPHARMACEUTICALS, THE)
USE AND PRODUCTION)
THEREOF)
)
Art Unit: 1654)
)
Examiner: Ronald T. Niebauer)
)

Attorney Docket: 5942/87136)
)
Customer No.: 22242)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO COMMUNICATION

Sir:

In response to Communication dated March 28, 2008, Applicants hereby elect with traverse Group I, claims 1-5, 9-15, and 17-20 and species where

Z= formula (X_c),

in which b is 2, c is 2, d is 3, P is H and R¹ is a C5 alkoxy residue; the disclosure therefor can be found in paragraph [0045] of the U.S. publication;

W= hydrogen;

X= CH₃- (O-CH₂CH₂)₃-OH the disclosure therefor can be found in paragraph [0044]. Wherein further, this X group is attached to the molecule through the -OH group.

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RESPONSE TO COMMUNICATION dated April 15, 2008
Reply to Communication of March 28, 2008

V= a C8 hydrocarbon residue which contains heteroatoms N and O and a linker group represented by a C5 alkyl chain which contains the heteroatoms N and O. More specifically, V=tetraethylene glycol. The disclosure therefor can be found in paragraphs [0048] and [0054]. All pending claims are readable on the elected species.

The election is with traverse as the claims of Groups I, II and III are linked by a common inventive concept, namely compounds and/or a method of preparing compounds which exhibit at least two groups of formula (IIa). These compounds and the method for preparing such compounds are not anticipated by the prior art so that the common inventive concept is novel.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135.

Respectfully submitted,
FITCH, EVEN, TABIN & FLANNERY

Dated: April 15, 2008



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